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5 Attorneys for Plaintiffs
THE NISSAN FIRE AND MARINE
INSURANCE COMPANY, LTD., and
6 HITACHI DATA SYSTEMS CORP.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)

Plaintiffs THE NISSAN FIRE AND MARINE INSURANCE COMPANY, LTD. and HITACHI DATA SYSTEMS CORP., (collectively ‘NISSAN” or “Plaintiffs”) hereby request that the Court approve the substitution of Michael J. Cummins of Gibson Robb & Lindh, LLP as attorney of record in place and stead of David Salentine. Plaintiffs make this request because Mr. Salentine passed away during the appeal process.

25 Dated: January 12, 2009

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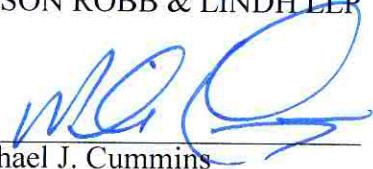
1 I, Michael Cummins, am duly admitted to practice in this District and consent to the
2 above substitution.

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4 Dated: January 12, 2009

GIBSON ROBB & LINDH LLP

Michael J. Cummins



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8 The Court hereby grants plaintiffs' request. IT IS SO ORDERED.

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10 Dated: January 13, 2009



11 Hon. Jeffrey S. White
U.S. District Judge

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